

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

1 | Page



PUBLIC NOTICE IS HEREBY GIVEN THAT THE

BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

WILL HOLD A PUBLIC MEETING
IN THE COMMISSION CHAMBERS - ROOM 2300
OF THE UTAH COUNTY ADMINISTRATION BUILDING
100 East Center Street, Provo, Utah
July 09, 2019 - 09:00 A.M.

*Board members may participate electronically at will, with the anchor location as stated above. *

~COMMISSION MEETING MINUTES~

*Commissioner Lee (Chair), Commissioner Ivie and Commissioner Ainge in attendance
Others in Attendance: See attached Attendance Sheet*

PRAYER/READING/THOUGHT: **Member of the Audience**
PLEDGE OF ALLEGIANCE: **Michelle Arajo/Utah County Recorder's Office**

CONSENT AGENDA

1. EMPLOYEE OF THE MONTH - JULY 2019

**COMMISSIONER AINGE – ANNIE BIEKER/QUALITY CONTROL ANALYST-RECORDER'S OFFICE.
STARTED WORKING AT UTAH COUNTY IN 2007. BIOGRAPHY READ.**

2. APPROVE PAY ROLL WARRANT SUMMARY FOR PAY PERIOD 14

APPROVED ON CONSENT

3. RATIFICATION OF WARRANT REGISTER FOR JUNE 25, 2019 INCLUDING NOTES AND
COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM

APPROVED ON CONSENT

4. RATIFICATION OF WARRANT REGISTER FOR JULY 1, 2019 INCLUDING NOTES AND
COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM

APPROVED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

2 | Page

5. RATIFICATION OF WARRANT REGISTER FOR JULY 8, 2019 INCLUDING NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE INTERNAL SYSTEM

APPROVED ON CONSENT

6. APPROVE MINUTES FROM OCTOBER 23, 2018 COMMISSION MEETING

APPROVED ON CONSENT

7. APPROVE MINUTES FROM OCTOBER 30, 2018 COMMISSION MEETING

APPROVED ON CONSENT

8. APPROVE MINUTES FROM DECEMBER 12, 2018 COMMISSION MEETING

APPROVED ON CONSENT

9. APPROVE MINUTES FROM MAY 07, 2019 COMMISSION MEETING

APPROVED ON CONSENT

10. APPROVE MINUTES FROM NOVEMBER 13, 2018 COMMISSION MEETING

APPROVED ON CONSENT

11. APPROVE MINUTES FROM SEPTEMBER 25, 2018 COMMISSION MEETING

APPROVED ON CONSENT

12. APPROVE MINUTES FROM DECEMBER 11, 2018 COMMISSION MEETING

APPROVED ON CONSENT

13. APPROVE MINUTES FROM JUNE 04, 2019 COMMISSION MEETING

APPROVED ON CONSENT

14. APPROVE MINUTES FROM JUNE 11, 2019 COMMISSION MEETING

APPROVED ON CONSENT

15. APPROVE MINUTES FROM SEPTEMBER 11, 2018 COMMISSION MEETING

APPROVED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

3 | Page

16. APPROVE MINUTES FROM MAY 21, 2019 COMMISSION MEETING

APPROVED ON CONSENT

17. APPROVE MINUTES FROM APRIL 26, 2019 COMMISSION MEETING

APPROVED ON CONSENT

18. APPROVE MINUTES FROM DECEMBER 04, 2018 COMMISSION MEETING

APPROVED ON CONSENT

19. APPROVE MINUTES FROM OCTOBER 02, 2018 COMMISSION MEETING

APPROVED ON CONSENT

20. APPROVE MINUTES FROM OCTOBER 16, 2018 COMMISSION MEETING

APPROVED ON CONSENT

21. APPROVE MINUTES FROM SEPTEMBER 18, 2018 COMMISSION MEETING

APPROVED ON CONSENT

22. APPROVE MINUTES FROM APRIL 30, 2019 COMMISSION MEETING

APPROVED ON CONSENT

23. APPROVE MINUTES FROM JUNE 4, 2019 COMMISSION MEETING

STRIKED ON CONSENT

24. TO APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S
OFFICE IN CANCELLATION LETTER #20428

APPROVED ON CONSENT

25. APPROVE, AUTHORIZE, AND RATIFY A SETTLEMENT AGREEMENT.

APPROVED ON CONSENT

26. AUTHORIZE THE CHAIR TO SIGN A LETTER OF AGREEMENT FOR CASE STUDY
PARTICIPATION AND RELEASE WITH EPSON AMERICA, INC.

APPROVED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

4 | Page

27. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MEMORANDUM OF UNDERSTANDING BETWEEN TUSK/MONTGOMERY PHILANTHROPIES, THE NATIONAL CYBERSECURITY CENTER, AND VOATZ REGARDING A PILOT PROJECT FOR UOCAVA VOTERS

APPROVED ON CONSENT

28. RATIFY ALL OR PORTIONS OF THE 2018 ANNUAL DELINQUENT TAX SALE PER UTAH COUNTY CODE 21-5-7

RATIFY VERSION #2 ON CONSENT

29. APPROVE AMENDMENT TO AGREEMENT NO. 2019-154 BETWEEN UTAH COUNTY AND THE UTAH STATE UNIVERSITY EXTENSION

STRICKEN ON CONSENT

30. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF ELK RIDGE FOR A UTAH COUNTY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT

APPROVED ON CONSENT

31. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF SALEM FOR A UTAH COUNTY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT

APPROVED ON CONSENT

32. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF ALPINE FOR A UTAH COUNTY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT

APPROVED ON CONSENT

33. APPROVE AND AUTHORIZE COMMISSION CHAIR TO EXECUTE AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF LEHI FOR A UTAH COUNTY ACTIVITIES GRANT FOR A TOURISM AND RECREATION DEVELOPMENT PROJECT

APPROVED ON CONSENT

34. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT NO. 8 TO COUNTY AGREEMENT NO. 2015-446 (STATE CONTRACT 160227) WITH THE STATE OF UTAH FOR FY 2015-20 BASIC PROGRAM FUNDING FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER.

APPROVED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

5 | Page

35. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT NO. 3 TO COUNTY AGREEMENT NO. 2016-488 (STATE CONTRACT 170645) WITH THE STATE OF UTAH FOR FY 2016-21, FUNDING FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER, FORENSIC INTERVIEW PROGRAM.

APPROVED ON CONSENT

36. RATIFY SIGNATURE FOR APPROVE AND AUTHORIZE CLIENT AUTHORIZATION TO BIND COVERAGE FOR AIRCRAFT HULL AND LIABILITY INSURANCE POLICY TERM JULY 5, 2019 TO JULY 5, 2020

APPROVED ON CONSENT

37. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY

APPROVED ON CONSENT

38. APPROVE AND AUTHORIZE THE COMMISSION CHAIR AND THE UTAH COUNTY CLERK/AUDITOR TO SIGN FY19 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) APPLICATION AND MATCH CERTIFICATION FOR THE UTAH COUNTY SHERIFF'S OFFICE, FROM THE DEPARTMENT OF PUBLIC SAFETY DIVISION OF EMERGENCY MANAGEMENT

APPROVED ON CONSENT

39. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER 60401 DATED 07/02/2019

APPROVED ON CONSENT

40. APPROVE AND AUTHORIZE THE UTAH COUNTY COMMISSION TO INCREASE FLEET BY DISPOSAL DELAY REQUEST FOR VEHICLE #701354 2007 MACK TRUCK USED TO HAUL HEAVY EQUIPMENT THAT WAS REPLACED IN 2019 BY VEHICLE #702108.

APPROVED ON CONSENT

41. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A REAL ESTATE PURCHASE AGREEMENT FOR THE SALE OF PARCEL #13:050:0145 IN AMERICAN FORK AND FOR THE COMMISSION CHAIR AND CLERK/ AUDITOR TO SIGN THE QUIT CLAIM DEED ASSOCIATED WITH THIS SALE.

TABLED

(After Closed meetings)

Commissioner Ivie: MOTION TO UNTABLE

COMMISSIONER AINGE: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

(UNTABLED)

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

6 | Page

COMMISSIONER IVIE: MOTION TO APPROVE
COMMISSIONER AINGE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0

42. APPROVE AND AUTHORIZE THE UTAH COUNTY COMMISSION CHAIR TO SIGN AN AMENDMENT TO AGREEMENT #2018-584 TO EXTEND THE SERVICE DATE FOR PHRAGMITES SPRAYING UNTIL JUNE 30, 2020 AT THE \$14.50 PER ACRE PRICE PLUS \$2,000 FOR ADDITIONAL INSURANCE.

APPROVED ON CONSENT

REGULAR AGENDA

1. PRESENTATION OF 2018 AUDIT BY GILBERT AND STEWART, CPA AND ACCEPTANCE OF AUDIT BY UTAH COUNTY BOARD OF COMMISSIONERS

-Amelia Powers Gardner

JAMES GILBERT - WENT THROUGH THE FINANCIAL STATEMENTS AND AUDIT OF UTAH COUNTY. COUNTY RECEIVED AN UNMODIFIED OPINION-CLEAN OPINION, WHICH IS THE HIGHEST SCREENING POSSIBLE. EXPLAINED THE DIFFERENT SECTIONS OF THE REPORT. WILL HAVE AN EXIT CONFERENCE IN A FEW WEEKS WHERE THEY CAN GO OVER ANY QUESTIONS AS WELL AS MANAGEMENT RECOMMENDATIONS THAT THE CPA'S MAY HAVE.

2. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER 2019-11

- Paul Jones, Deputy Attorney -

PAUL JONES, UTAH COUNTY ATTORNEY'S OFFICE – LISA AND PAUL HARDMAN APPLICATION – 2 PARCELS WERE ON GREENBELT BUT HAVE BEEN TAKEN OFF DUE TO LACK OF PRODUCTION. THIS SITUATION WAS BROUGHT BEFORE THE BOARD OF EQUALIZATION A COUPLE OF MONTHS AGO AND WAS DENIED AND IS NOW HERE UNDER THE #1347. THE HARDMAN'S HAVE COME AND ASKED FOR RELIEF FROM THE GREENBELT ROLLBACK TAX. THERE WAS A PARCEL SPLIT.

COMMISSIONER IVIE – DURING THE LAST MEETING THEY WERE TRYING TO FIND A WAY TO CRAFT SOME THING THAT WOULD ALLOW THEM SOME RELIEF AND AN OPPORTUNITY OR WINDOW TO PROVE PRODUCTION ON THEIR PROPERTY.

PAUL JONES – SUGGESTED THAT MAYBE AGREE TO A LIEN ON THE PROPERTY THAT WOULD REQUIRE THE PROPERTY OWNERS TO GET IN GREENBELT WITHIN THE NEXT 2 YEARS AND THEN STAY ON GREENBELT FOR THE FOLLOWING THREE.

COMMISSIONER AINGE – THE CIRCUMSTANCES THAT LED TO THIS WAS THE LOTS BEING SPLIT. FEELS THERE NEEDS TO BE SOMETHING DONE. THERE HAS TO BE COMPLIANCE WITH THE GREENBELT REQUIREMENTS. IT MAY EVEN MAKE SENSE TO TRY TO COMBINE PARCELS TO ALLOW, ON AN AGGREGATE BASIS, SO THAT THEY CAN ACHIEVE THE GREENBELT STATUS.

PAUL JONES – MR. HARDMAN IS NOT HERE TODAY BUT HAS SAID IN A PREVIOUS MEETING THAT THERE IS NO PRODUCTION.

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

7 | Page

COMMISSIONER LEE – GOING TO BE VOTING NO. IN SUPPORT OF FARMERS, BUT IN THIS CASE FEELS THE FACT PATTERNS ARE TOTALLY DIFFERENT. THE SPLIT OF PARCELS – IT WASN'T DONE BY THE GOVERNMENT. ANYTIME A FARMER SELLS THEIR WATER IT BECOMES HARD TO FARM. IT WAS ALREADY ADMITTED THAT THERE HAS NOT BEEN PRODUCTION ON THE PARCEL OF THE PROPERTY. THERE'S ALSO A PETITION TO ANNEX INTO LEHI AND THERE WAS A PETITION TO CHANGE FROM AGRICULTURAL TO RESIDENTIAL. THESE ARE ALL PATTERNS OF DEVELOPMENT, NOT FARMING.

ANDREA ALLEN, RECORDER'S OFFICE – STATED THAT THE PARCEL SPLIT WAS RECORDED IN 2015. A SURVEYOR, JOHN STALL, CAME IN FOR THE STATE AND CORRECTED MANY DESCRIPTIONS THAT HAD THE RIGHT-OF-WAY THROUGH THE PROPERTY. NOT JUST THIS INSTANCE, BUT THERE WERE SEVERAL. THE MAP NOW MATCHED WHAT WAS ON THE GROUND WITH THE RAILROAD RIGHT-OF-WAY THAT WENT THROUGH. IT WAS A DEEDED PIECE OF PROPERTY.

DIANE GARCIA – THE HARDMAN'S DID RESPOND TO THE APPLICATION. IN THE APPLICATION FOR THE 2 PARCELS, THEY SHOWED SCHEDULE F, WHICH IS FOR ALFALFA PRODUCTION, BUT THERE IS NO ALFALFA PRODUCTION ON THE PARCELS. IT DOESN'T MEET THE RESOLUTION REQUIREMENTS.

LISA HARDMAN, PROPERTY OWNER – STATES SHE DOES NOT HAVE WATER SHARES, NOR HAS SHE SOLD WATER SHARES.

COMMISSIONER AINGE – FEELS THAT THERE SHOULD BE SOME ACCOMMODATIONS MADE, BUT IT NEEDS TO HAVE SOME REAL REQUIREMENTS NEEDS TO GIVE A CERTAIN TIME PERIOD WHERE THE REQUIREMENTS NEED TO BE MET.

COMMISSIONER IVIE – AGREED WITH COMMISSIONER AINGE. AND IF THE REQUIREMENTS ARE NOT MET, SUGGESTS THAT THE PROPERTY FALLS BACK WITH THE ROLLBACK TAX WITH FEES AND PENALTIES TO BE ASSESSED TO MAKE UP FOR THE DIFFERENCES AS IF IT HAD BEEN ASSESSED TODAY.

DAVE SHAWCROFT – GIVEN SOME PARAMETER SUGGESTIONS, ATTORNEYS NEED TIME TO COME UP WITH SOMETHING THAT ADDRESSES THESE PARAMETERS AND THEN PUT THIS BACK ON THE AGENDA.

PAUL JONES – WILL DRAFT SOMETHING UP WITH THEIR REQUESTS AND SUGGESTIONS AND GET WITH THE HARDMAN'S THEN WILL HAVE IT PUT BACK ON THE AGENDA.

**COMMISSIONER AINGE – MOVE TO CONTINUE WITH A FUTURE DATE
COMMISSIONER IVIE – SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

3. UPDATE PRESENTATION ON VOCA GRANT FUNDING BY VICTIM WITNESS COORDINATOR JAMI BARZEE PER THE GRANT REGULATIONS

- David H. Shawcroft, Deputy Attorney -

CHRIS BUCKLEY - INTRODUCED JAMI BARZEE, THE NEW VICTIM & WITNESS COORDINATOR. THE LAST 2-YEAR GRANT JUST ENDED THE END OF JUNE. THE NEW 2-YEAR GRANT CYCLE BEGAN JULY 1. RE-SUBMITTED THE GRANT APPLICATION AND WAS AWARDED JUST OVER \$130,000 FOR THE NEXT 2 YEARS. NEED TO MAKE A COUPLE REVISIONS. ONCE THAT IS

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

8 | Page

COMPLETE THEN THE GRANT WILL BE OFFICIALLY AWARDED. NUMBERS ARE STRONG. MET OR EXCEEDED ALL GOALS FOR LAST YEAR AND ARE ANTICIPATING THE SAME RESULTS FOR THE COMING YEAR.

4. RATIFY COMMISSION SIGNATURE AND ADOPT RESOLUTION DECLARING UTAH COUNTY PERSONAL PROPERTY AS SURPLUS AND AWARDDING SAID SURPLUS PROPERTY AS A GIFT TO CHIEF SCOTT FINCH IN RECOGNITION OF HIS MERITORIOUS SERVICE TO UTAH COUNTY

- David H. Shawcroft, Deputy Attorney -

AUTHORIZED ON CONSENT

5. RATIFY COMMISSION SIGNATURE ON MEMORANDUM DECLARING GLOCK MODEL 19, SERIAL #WCN924 WITH AN ESTIMATED VALUE OF \$300 PRESENTED TO CHIEF SCOTT FINCH FOR SERVING THE UTAH COUNTY ATTORNEY'S OFFICE BUREAU OF INVESTIGATIONS AND THE CITIZENS OF UTAH COUNTY

- David H. Shawcroft, Deputy Attorney -

AUTHORIZED ON CONSENT

6. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION AMENDING THE UNIFORM POLICY OF THE UTAH COUNTY PUBLIC WORKS DEPARTMENT.

- Robert J. Moore, Deputy Attorney -

AUTHORIZED ON CONSENT

7. APPROVE UPDATED LEASE AGREEMENT WITH THANKSGIVING POINT INSTITUTE, INC. MODIFYING THE DEDUCTIBLE FOR PROPERTY INSURANCE FROM \$1000 TO \$5000

- David H. Shawcroft, Deputy Attorney -

AUTHORIZED ON CONSENT

8. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$46,636.00 TO TABITHA'S WAY LOCAL FOOD PANTRY FOR A REFRIGERATED BOX TRUCK PURCHASE.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

9. APPROVE AND ADOPT AN ORDINANCE AMENDING CHAPTER 12 OF THE UTAH COUNTY CODE RELATING TO NUISANCES.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

10. ADOPT A RESOLUTION DESIGNATING A BUDGET OFFICER FOR UTAH COUNTY

- David H. Shawcroft, Deputy Attorney -

AUTHORIZED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

9 | Page

11. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$250,000.00 TO MOUNTAINLAND HEAD START FOR THE SPRINGVILLE BUILDING REPURPOSING.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

12. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$15,000.00 TO MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR ANALYSIS OF IMPEDIMENTS STUDY.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

13. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$146,000.00 TO AMERICAN FORK CITY FOR WATERLINE REPLACEMENT.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

14. APPROVE AND AUTHORIZE THE SIGNING OF THE THIRD AMENDMENT TO COMMUNITY DEVELOPMENT BLOCK GRANT SUB-RECIPIENT AGREEMENT NO. 2017-593 BETWEEN UTAH COUNTY AND THE TOWN OF CEDAR FORT.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

15. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$180,000.00 PER YEAR (\$540,000.00 OVER THE THREE-YEAR AGREEMENT) TO MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR PLANNING AND ADMINISTRATION.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

16. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$8,000.00 TO MOUNTAINLANDS COMMUNITY HEALTH CENTER FOR NEW PATIENT EXAM TABLES.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

17. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$15,000.00 TO GOLDEN SPIKE OUTREACH FOR REAP PROGRAM.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

10 | P a g e

18. APPROVE AND AUTHORIZE A MOUTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$30,000.00 TO FRIENDS OF THE UTAH COUNTY CHILDREN'S JUSTICE CENTER FOR THE CHILD ABUSE TREATMENT PROGRAM.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

19. UPDATE PRESENTATION ON VOCA GRANT FUNDING BY VICTIM WITNESS COORDINATOR JAMI BARZEE PER THE GRANT REGULATIONS

- David H. Shawcroft, Deputy Attorney -

STRIKEN ON CONSENT (*DUPLICATE – SAME AS #3*)

20. APPROVE AND AUTHORIZE COMMISSION CHAIR TO SIGN AMENDMENT 5 TO AGREEMENT # 2015-504 WITH THE UTAH DEPARTMENT OF HEALTH FOR ADDITIONAL FUNDING FOR THE TOBACCO PREVENTION AND CONTROL PROGRAMS.

- Ralph Clegg, Health Department Executive Director -

AUTHORIZED ON CONSENT

21. APPROVE AND AUTHORIZE AGREEMENT WITH UT RV RENTAL TO RENT AN RV FOR THE WIC BREAST FEEDING REST STOP AT THE UTAH COUNTY FAIR.

- Ralph Clegg, Health Department Executive Director -

AUTHORIZED ON CONSENT

22. APPROVE AND AUTHORIZE AGREEMENT WITH BIO-FLIGHT APPLICATIONS FOR MOSQUITO ABATEMENT.

- Ralph Clegg, Health Department Executive Director -

AUTHORIZED ON CONSENT

23. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT 5 TO 2016-451 WITH UTAH DEPARTMENT OF HEALTH FOR THE BREAST AND CERVICAL CANCER SCREENING PROGRAM.

- Ralph Clegg, Health Department Executive Director -

AUTHORIZED ON CONSENT

24. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH AAA FOR A DONATION TO THE CHILD PASSENGER SAFETY PROGRAM.

- Ralph Clegg, Health Department Executive Director -

AUTHORIZED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

11 | Page

25. APPROVE AND AUTHORIZE A MOUNTAINLAND ASSOCIATION OF GOVERNMENTS UTAH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AWARD UP TO \$286,256.00 TO RURAL HOUSING DEVELOPMENT CORPORATION, DBA SELF-HELP HOMES FOR THE SALEM LAND ACQUISITION.

- Anthony E. Loubet, Deputy Attorney -

AUTHORIZED ON CONSENT

26. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH TITAN SEAL, INC. FOR DIGITAL DOCUMENT CERTIFICATION SERVICES

- Josh Daniels

AUTHORIZED ON CONSENT

27. TAKE ACTION TO REFER TO THE UTAH COUNTY PLANNING COMMISSION A PROPOSED UTAH COUNTY LAND USE ORDINANCE TEXT AMENDMENT TO CHAPTER 2 AND CHAPTER 3 AND ANY OTHER APPLICABLE SECTION, RELATED TO HOME OCCUPATION AGRICULTURE BUSINESS REQUIREMENTS.

- Peggy Kelsey, Community Development -

COMMISSIONER IVIE – MOVE TO REFER TO THE UTAH COUNTY PLANNING COMMISSION
COMMISSIONER AINGE – SECOND
AYE: ALL IN FAVOR
PASSED: 3/0

28. AUTHORIZE A STAFFING PLAN CHANGE TO UPGRADE A FULL-TIME, CAREER SERVICE, DEPUTY SHERIFF I - JUDICIAL POSITION IN THE SHERIFF'S OFFICE TO A FULL-TIME, CAREER SERVICE, DEPUTY SHERIFF II - JUDICIAL POSITION. [ACCOUNT: JUDICIAL SERVICES / 100-42130, SUPERVISORY ORG: S. COWDEN. CHANGE POSITION-01225 FROM JOB CODE 4012 TO JOB CODE 4024 AND FROM GRADE 505 TO GRADE 507.]

- Merritt Fullmer, Human Resource Management -

AUTHORIZED ON CONSENT

29. APPROVE AND EXECUTE A RESOLUTION BETWEEN PROVO SCHOOL DISTRICT AND UTAH COUNTY ADAPT

- Heather Lewis, Department of Drug and Alcohol Prevention and Treatment -

AUTHORIZED ON CONSENT

30. AUTHORIZE A CHANGE TO THE STAFFING PLAN IN THE CHILDREN'S JUSTICE CENTER TO UPGRADE ONE (1) FTE .5, GRANT FUNDED, CAREER SERVICE, VICTIM ADVOCATE COORDINATOR – CJC POSITION TO ONE (1) FULL-TIME, GRANT FUNDED, CAREER SERVICE VICTIM ADVOCATE COORDINATOR – CJC POSITION, EFFECTIVE 7/13/2019. [ACCOUNT NUMBER 250-42250, POSITION-00231, MODIFY FTE FROM .5 TO 1.]

-Julene Elgueta

AUTHORIZED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

12 | Page

31. AUTHORIZE COMMISSION CHAIR TO SIGN MOU WITH UNITED STATES MARSHALS FOR SEX OFFENDER CONFERENCE

- Dalene Higgins, Utah County Sheriff's Office -

AUTHORIZED ON CONSENT

32. ADOPT (OR DENY) AN ORDINANCE TO AMEND THE UTAH COUNTY LAND USE ORDINANCE, CHAPTER 6, RELATED TO REQUIREMENTS FOR LARGE SCALE DEVELOPMENTS

- Brandon Larsen, Community Development -

BRANDON LARSEN, COMMUNITY DEVELOPMENT – THROUGH REVIEWING THE LARGE-SCALE DEVELOPMENT APPLICATIONS. FOUND REQUIREMENTS MAY CAUSE PROBLEMS. NEED TO DECIDE WHETHER TO UPDATE OR AMEND. STAFF WENT THROUGH CHAPTER 6 RECENTLY. THE BIGGEST ISSUE WAS SEVERAL OF THE APPLICATIONS HAD ISSUES WITH WATER REQUIREMENTS. IN CHAPTER 6, THERE ARE SIX DIFFERENT SECTIONS. THE FIRST SECTION SETS UP THE PROCESS OF HOW APPLICATIONS GET APPROVED AND THEN THE OTHER FIVE SECTIONS SET UP THE REQUIREMENTS FOR THE VARIOUS DEVELOPMENT TYPES IN THE COUNTY. THE MOST COMMON IS SECTION 6-3, PLAN SUBDIVISIONS. THE WATER REQUIREMENTS ARE CURRENTLY SPREAD OUT BETWEEN ALL THE SECTIONS. WOULD LIKE TO PUT THE WATER REQUIREMENTS INTO ONE SECTION.

COMMISSIONER AINGE SUGGESTED TO HOLD OFF FOR A WEEK TO CAREFULLY REVIEW.

COMMISSIONER AINGE – MOVE TO CONTINUE FOR 1 WEEK

COMMISSIONER IVIE – SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

33. PRESENTATION: AWARD RECOGNITION BY THE NOORDA CENTER FOR THE PERFORMING ARTS TO THE BOARD OF COUNTY COMMISSIONERS

-Ezra N / Noorda Center

JERRY HENLEY, UVU – THANKED THE COUNTY FOR THEIR SUPPORT. GAVE THE COUNTY A CRYSTAL COMMEMORATIVE PIECE FOR DISPLAY.

34. APPROVE AND EXECUTE AN INTERLOCAL AGREEMENT BETWEEN UTAH COUNTY AND PAYSON CITY FOR DRUG AND ALCOHOL PREVENTION COMMUNITIES THAT CARE SERVICES.

- Heather Lewis, Department of Drug and Alcohol Prevention and Treatment -

AUTHORIZED ON CONSENT

35. AUTHORIZE THE CHAIR TO SIGN A LETTER OF SUPPORT FOR THE UTAH TRANSIT AUTHORITY'S FUTURE OF FRONTRUNNER FIRST STEPS APPLICATION FOR THE U.S. DEPARTMENT OF TRANSPORTATION'S BUILD TRANSPORTATION DISCRETIONARY GRANT.

- Bill Lee, Utah County Commissioner -

AUTHORIZED ON CONSENT

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

13 | P a g e

36. ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS RELATING TO THE PROVISION OF REGIONAL PLANNING AND OTHER GOVERNMENTAL SERVICES

- David H. Shawcroft, Deputy Attorney -

AUTHORIZED ON CONSENT

37. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

- Justin Anderson, Utah County Clerk/Auditor's Office -

COMMISSIONER AINGE – MOVE TO SET A DATE, TIME AND LOCATION FOR TODAY'S DATE, AT THIS LOCATION IMMEDIATELY FOLLOWING THIS MEETING.

COMMISSIONER IVIE – SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

38. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

- Justin Anderson, Utah County Clerk/Auditor's Office -

COMMISSIONER AINGE – MOVE TO SET A DATE, TIME AND LOCATION FOR TODAY'S DATE, AT THIS LOCATION IMMEDIATELY FOLLOWING THIS MEETING.

COMMISSIONER IVIE – SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

39. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

- Justin Anderson, Utah County Clerk/Auditor's Office -

COMMISSIONER AINGE – MOVE TO STRIKE

COMMISSIONER IVIE – SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

40. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION (SUGGESTED FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA) (ANNOUNCE THE VOTE OF EACH COMMISSIONER)

- Justin Anderson, Utah County Clerk/Auditor's Office -

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

14 | Page

COMMISSIONER AINGE – MOVE TO SET A DATE, TIME AND LOCATION FOR TODAY’S DATE, AT THIS LOCATION IMMEDIATELY FOLLOWING THIS MEETING.

COMMISSIONER IVIE – SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

WORK SESSION

1. TO DISCUSS A PROPOSAL TO ESTABLISH AN INTERLOCAL AGREEMENT BETWEEN AMERICAN FORK REDEVELOPMENT AGENCY AND THE COUNTY TO CREATE THE PATRIOT STATION COMMUNITY REDEVELOPMENT AREA

-Ezra N / American Fork Redevelopment Agency

STRIKEN ON CONSENT

2. DISCUSS THE REQUIREMENTS, DEADLINES AND EXPEDITED WORK PLAN NECESSARY TO ADHERE TO THE RECOMMENDATIONS OF THE GOOD GOVERNANCE ADVISORY BOARD

-Tanner Ainge, Utah County Commissioner

COMMISSIONER AINGE - PEOPLE HAVE BEEN WORKING ON THIS FOR MANY MONTHS. IN THE LAST 6 MONTHS, HAVE HAD SOME GREAT VOLUNTEERS WORKING ON STUDYING THIS ISSUE AND MAKING RECOMMENDATIONS. OVER THE PAST 2 WEEKS, THE CLERK AUDITOR’S OFFICE AND COUNTY ATTORNEYS HAVE BEEN WORKING AROUND THE CLOCK AND THEY HAVE AN OPTIONAL PLAN READY. IT SEEMS LIKE IT WAS IN GOOD FORM TO MOVE FORWARD WITH. WAS NOT AWARE OF THE PETITION THAT WAS FILED THIS MORNING UNTIL ABOUT 30 MINUTES PRIOR OF THIS MEETING AND NOTICED THAT COMMISSIONER LEE WAS ONE OF THE PETITIONERS. REQUESTED MORE INFORMATION FROM HIM.

COMMISSIONER LEE – THERE WASN’T ENOUGH GENERAL PUBLIC SUPPORT FOR THAT FORM OF GOVERNMENT AND HAD A LOT OF PEOPLE CONTACT HIM ASKING FOR HIM TO DO SOMETHING. TOLD THEM THAT NOTHING COULD BE DONE UNTIL IT GOES THROUGH A PROCESS. THAT PROCESS ENDED YESTERDAY, SO I WAS WILLING, ALONG WITH OTHERS, TO PUT MY NAME ON A PETITION AND REQUEST AN EXTENDED 5-MEMBER COMMISSION TO BE PUT ON THE BALLOT IN 2020.

COMMISSIONER IVIE – ASKED COMMISSIONER LEE IF HE FELT THE RECOMMENDATIONS FROM THE GOOD GOVERNANCE ADVISORY BOARD IS ILL FOUNDED?

COMMISSIONER LEE – HAD SOME CONCERNS ABOUT WHAT CAME FORWARD. THE WORK WASN’T COMPLETE, AND THEY CAME TO A CONCLUSION WITHOUT GOING THROUGH ALL THE PARAMETERS. LOOKED AT THE REPORT, READ THEIR CONCLUSIONS AND FEELS THERE’S MORE DISCUSSION THAT NEEDS TO BE HAD.

COMMISSIONER AINGE – THE TIMING OF THIS PETITION DOES NOT FEEL LIKE A GENUINE PETITION. HAS QUESTIONS ABOUT WHETHER THIS IS A GOOD FAITH PETITION BECAUSE IT WAS IMMEDIATELY FILED TODAY RIGHT WHEN THE ORDINANCE FROM THE GOOD GOVERNANCE ADVISORY BOARD WAS TO BE VOTED ON.

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

15 | Page

COMMISSIONER AINGE – (TO LEGAL COUNSEL) WE HAVE A RECOMMENDATION. WE HAVE TWO COMMISSIONERS READY TO MOVE FORWARD. EVERYONE KNOWS THAT THIS HAS BEEN MARCHING FORWARD FOR A VOTE ON AN ORDINANCE AND TODAY THAT PROCESS WAS OBSTRUCTED BY A GROUP THAT WANTED TO FILE THIS JUST IN TIME TO BLOCK. IS THERE ANY ARGUMENT TO SAY THAT THIS IS OBSTRUCTION AND TO SAY THAT WE SHOULD STILL BE ABLE TO VOTE AS WE HAVE BEEN PLANNING ON?

PAUL JONES/UTAH COUNTY ATTORNEY – THERE IS A REQUIREMENT IN THE CODE THAT WOULD PREVENT VOTERS FROM INITIATING THE PROCESS IN BAD FAITH AND SO WHEN YOU TALK ABOUT OBSTRUCTION THAT WOULD BE THE ONLY ‘MAYBE’ AVENUE THE ARGUMENT COULD BE MADE. THE CODE IS NOT CLEAR ABOUT HOW BAD FAITH IS DEFINED OR WHO’S GOING TO MAKE THAT DETERMINATION. NEED TO INVESTIGATE THAT TO FIND OUT WHO WOULD MAKE THAT CALL.

CODE 17-52A-301 IS THE SECTION ABOUT THE PROCEDURES FOR INITIATING THE ADOPTION OF AN OPTIONAL PLAN AND A NEW PROCEDURE CAN ONLY BEGIN IF THE FIRST PROCESS CONCLUDES WITH AN ELECTION OR IF A PETITION GROUP FAILS TO GET ENOUGH SIGNATURES BEFORE THE DEALING. A WITHDRAWAL OF A PETITION CAN ONLY HAPPEN AFTER THOSE SIGNATURES ARE CERTIFIED.

PUBLIC COMMENTS

JULIE FULLMER, RESIDENT – FEELS THE PETITION IS A CHANCE TO HEAR THE VOICE OF THE PEOPLE IN DETERMINING THE CORRECT FORM OF GOVERNMENT DURING THE ELECTION.

ANDREW JACKSON – COMMENTED ON LISTENING TO OTHER ELECTED OFFICIALS OF THE COUNTY WHO RECOMMENDED THE CHANGE OF GOVERNMENT.

**COMMISSIONER IVIE: MOTION TO ADJOURN
COMMISSIONER AINGE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

MEETING ADJOURNED

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Renée Caron at (801) 851-8111 at least three days prior to the meeting.

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

16 | Page

BOARD OF COMMISSIONERS FOR UTAH COUNTY
ATTENDANCE SHEET
July 9, 2019 at 9:00 a.m.

PRINT CLEARLY

Name:

Agency:

James Gilbert
JERRY HENLEY
Andrea Allen
Richard Nielsen
Peggy Kelsey
Sonia Dale
Anthony Loubet
Rebecca Maxwell
Dalene Higgins
Shaun Buffon
Diane Garcia
ANDREW HANSEN
Chris Buckley
Jami Barzer
Robert Boxer
MARLA BRANNON
Sheryl Steele
Lana Turner
Brian Voeks

Gilbert & Hansen
UVU
Recorder's
UCPW
Com. Dev.
UCLHD
UCAO
CSC
UCSO
UCSO
Assessor's
MAG
UCAO
UCAO
Purchasing
UCND
Recorder
Recording
Commission

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

17 | Page

BOARD OF COMMISSIONERS FOR UTAH COUNTY
ATTENDANCE SHEET
July 9, 2019 at 9:00 a.m.

PRINT CLEARLY

Name:

Agency:

Debbie Anthony
Wesley Woodhouse
Richard Nourse
Raphael Millet
Lissette Lane

Recorder
Recorder
UC ADAPT
Recorder
UCHD

Melanie Sumrell
Erin Edwards
DEBEN LEWIS

UCHD
RECORDER

Bryce C. Larsen

UCHD

Sherril Wilkinson

Recorder

Erik Knutzen

UCSD

Elizabeth Olmstead

Recorder's Office

Travis Russell

Recorder's Office

Andy Pierucci

Utah Valley Chamber

Jeff Smith

Brittany Lewis

UCHD

Amanda Ottney

UCHD

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
PUBLIC MEETING MINUTES

18 | Page

DocuSigned by:

William C. Lee

F54707765933462...

William C. Lee

Commission Chair

ATTEST:

DocuSigned by:

Justin Anderson

30575C774F644F5...

Deputy Clerk/Auditor